

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

FRIDAY, THE TWENTIETH DAY OF SEPTEMBER
TWO THOUSAND AND NINETEEN

:PRESENT:
THE HON'BLE SRI JUSTICE T.VINOD KUMAR

**IA No. 2 OF 2019
IN
CCCA NO: 71 OF 1993**



Between:

The Managing Committee, Jame Masjid, B.Saheba Panjagutta, Rep.by its President
Secretary Ashfaq Ahmed Chisti,

...Petitioner/Respondent No.1/J.Dr.
(Petitioner in CCCA.No.71 OF 1993
on the file of High Court)

AND

1. T.Sesha Reddy, S/o.T.Satyanarayana Reddy, aged about 60 years, Occ: Agriculture, R/o.Ayanapur, Gannavaram Taluk, Krishna District, Rep.by his General Power of Attorney K.P.Reddaiah, S/o.Subbaiah, Aged about years, Occ: Business, R/o.At Salivahana Nagar, Hyderabad.

....Respondent/Appellant/Dec.Holder

2. The Telangana State Wakf Board, Haj House, Opp: Public Gardens, Namapally, Hyderabad, Rep.by its Secretary

...Respondents/Respondents
(Respondents in-do-)

Counsel for the Petitioner :M/S. S.R.MAHAJIR

Counsel for the Respondent No.2 : MR.M.A.MUJEEB, SC

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to pass an order staying all further proceedings for execution in EP No. 41 of 2009 on the file of the Hon'ble 3rd Additional Chief Judge, City Civil Court, at Hyderabad, pending disposal of the above CCCA No.71 of 1993, on the file of the High Court.

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

This application is filed seeking stay of all further proceedings for execution of E.P.No.41 of 2009 on the file of III Additional Chief Judge, City Civil Court, Hyderabad pending disposal of C.C.C.A.No.71 of 1993.

The learned counsel appearing for petitioner/judgment debtor Sri S.R.Mahajir submits that E.A.Nos.27 and 29 of 2016 in E.P.No.41 of 2009 in O.S.No.556 of 1983 are posted before the Court below on 25.9.2019 and the Court below is not taking on record the additional counter it seeks to file therein and if the Court below is directed to receive the said additional counter and decide the matter in accordance with law after giving opportunity to the parties, there would be no necessity to pass any orders in this I.A.

The learned senior counsel Sri Vedula Venkataramana, appearing for Respondent No.1/decree holder has no objection for the same.

In view of the above, the Court below is directed to receive the additional counter to be filed by the petitioner herein in E.A.Nos.27 and 29 of 2016 in E.P.No.41 of 2009 in O.S.No.556 of 1983 on 25.9.2019 and after giving opportunity to the parties concerned, shall decide the matter in accordance with law.

Subject to the above, this I.A. is closed.

//TRUE COPY//

SD/- B.SATYA VATHI
ASSISTANT REGISTRAR

SECTION OFFICER

To

1. The III Additional Chief Judge, City Civil Court, at Hyderabad.
2. T.Sesha Reddy, S/o.T.Satyanarayana Reddy, R/o.Ayanapur, Gannavaram Taluk, Krishna District. Rep.by his General Power of Attorney K.P.Reddaiah, S/o.Subbaiah, R/o.At Salivahana Nagar, Hyderabad. (BY RPAD)
3. The Secretary, The Telangana State Wakf Board, Haj House, Opp: Public Gardens, Namapally, Hyderabad. (BY RPA)D
4. One CC to M/S.S.R.Mahajir, Advocate (OPUC)
5. One spare copy

HIGH COURT

TVK,J

DATED; 20.9.2019

L.A.NO.2 OF 2019
IN
CCCA.NO.71 OF 1993

INTERIM DIRECTION

